

Staff Summary Report

Council Meeting Date: 07/22/2008

Agenda Item Number: _____

SUBJECT: This is the **second public hearing** to adopt an ordinance granting an easement to Southwest Gas Corporation to install and maintain the facilities necessary to provide gas service across a parcel of City-owned property near the North East corner of Rio Salado Parkway and Mill Avenue as described in the attached Exhibits.

DOCUMENT NAME: 20080722PWCH02 EASEMENTS (0904-02)
ORDINANCE NO. 2008.27

SUPPORTING DOCS: Yes

COMMENTS: Southwest Gas Corporation has requested an underground gas line easement across a portion of City-owned property described in the attached Exhibits and being in the vicinity of the North East corner of Rio Salado Parkway and Mill Avenue. Approval of this ordinance will result in the grant of a permanent easement to Southwest Gas to allow the installation and maintenance of a natural gas pipeline and related equipment.

PREPARED BY: Larry Shobe, Engineering Services Administrator (x8417)

REVIEWED BY: Andy Goh, Deputy PW Manager/City Engineer (x8896)

APPROVED BY: Glenn Kephart, Public Works Manager (x8205)

LEGAL REVIEW AS TO FORM: Cynthia McCoy, Assistant City Attorney (x2187)

FISCAL NOTE: N/A

RECOMMENDATION: Adopt Ordinance No. 2008.27 and authorize the Mayor to execute any necessary documents.

ORDINANCE NO. 2008.27

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, GRANTING A GAS LINE EASEMENT TO SOUTHWEST GAS CORPORATION, ON A PORTION OF CITY OWNED PROPERTY KNOWN AS ASSESSOR'S PARCEL NUMBER 132-20-017N LOCATED IN SECTION 15, TOWNSHIP 1 NORTH, RANGE 4 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA AS DESCRIBED IN THE ATTACHED EXHIBITS AND BEING IN THE VICINITY OF THE NORTH EAST CORNER OF RIO SALADO PARKWAY AND MILL AVENUE

WHEREAS, it has been determined that the City of Tempe owns certain real estate described herein, and,

WHEREAS, Southwest Gas Corporation has requested an easement for the placement of an underground natural gas pipeline and related equipment on said property, and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, MARICOPA COUNTY, ARIZONA, AS FOLLOWS

Section 1. That the City of Tempe does hereby authorize the granting of an easement to Southwest Gas Corporation on the property described in, and in the form attached hereto as, Exhibit A, consisting of 5 pages.

Section 2. That the easement and other rights granted to Southwest Gas Corporation shall be subject to the same encumbrances, liens, limitations, restrictions, and estates as exist on the land of which the easement is a part.

Section 3. The Mayor is authorized to execute any documents that may be necessary to carry out the provisions of this Ordinance. Pursuant to City Charter, Section 2.12, ordinances are effective thirty (30) days after adoption.

Ordinance No. 2008.27
Page Two

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE,
ARIZONA this _____ day of July, 2008.

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT "A"
GRANT OF EASEMENT – HAYDEN FERRY TEMPE PARCEL
SOUTHWEST GAS CORPORATION
WR #

An easement for gas line facilities being a strip of land 8 feet in width and located in the Northwest quarter of Section 15, Township 1 North, Range 4 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona lying 4 feet on each side of the following described centerline:

Commencing at the Center quarter corner of said Section 15;

thence along the North-South mid-section line, North 00 degrees 11 minutes 25 seconds East, a distance of 863.51 feet;

thence leaving said North-South mid-section line, North 80 degrees 25 minutes 33 seconds West, a distance of 83.34 feet;

thence North 80 degrees 43 minutes 27 seconds West, a distance of 200.82 feet;

thence North 84 degrees 54 minutes 20 seconds West, a distance of 198.57 feet;

thence North 89 degrees 13 minutes 38 seconds West, a distance of 200.69 feet;

thence South 87 degrees 35 minutes 23 seconds West, a distance of 53.98 feet;

thence South 07 degrees 38 minutes 30 seconds East, a distance of 403.37 feet to a non-tangent curve with a radius of 811.00 feet, being concave Southerly, to which the center bears South 14 degrees 39 minutes 06 seconds East;

thence Westerly along the arc of said curve through a central angle of 02 degrees 41 minutes 06 seconds, an arc distance of 38.00 feet to the most Southeasterly corner of Tract A as described in "Final Plat of Hayden Ferry Lakeside West", a subdivision recorded in Book 703 of Maps, Page 02, records of Maricopa County, Arizona;

thence continuing Westerly along the arc of said curve and along the South line of said Tract A, through a central angle of 01 degrees 09 minutes 45 seconds, an arc distance of 16.46 feet to a non-tangent line;

thence South 62 degrees 28 minutes 04 seconds West along the South line of said Tract A, a distance of 31.17 feet;

thence North 15 degrees 32 minutes 00 seconds West, a distance of 41.25 feet to a curve with a radius of 268.86 feet being concave to the Southwest;

Hayden Ferry TEMPE PARCEL 04-16-08.doc April 16, 2008



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EXHIBIT "A"
GRANT OF EASEMENT – HAYDEN FERRY TEMPE PARCEL
SOUTHWEST GAS CORPORATION
WR # 336558

thence Northwesterly along the arc of said curve through a central angle of 18 degrees 16 minutes 53 seconds, an arc distance of 85.79 feet to a reverse curve with a radius of 136.02 feet and being concave to the East;

thence Northerly along the arc of said curve through a central angle of 25 degrees 17 minutes 28 seconds, an arc distance of 60.04 feet to a non-tangent line;

thence North 14 degrees 28 minutes 00 seconds West, a distance of 72.24 feet;

thence North 06 degrees 19 minutes 00 seconds West, a distance of 24.14 feet to a point on the Common Element of "Edgewater at Hayden Ferry Lakeside, a Condominium", a condominium recorded in Book 723 of Maps, Page 05, records of Maricopa County, Arizona;

thence North 14 degrees 08 minutes 00 seconds East, a distance of 9.90 feet;

thence North 05 degrees 51 minutes 30 seconds West, a distance of 69.34 feet;

thence North 20 degrees 06 minutes 00 seconds West, a distance of 24.50 feet;

thence North 33 degrees 13 minutes 30 seconds West, a distance of 21.24 feet to a point on the East line of Parcel B-1 of said "Final Plat of Hayden Ferry Lakeside West";

thence continuing North 33 degrees 13 minutes 30 seconds West, a distance of 37.88 feet;

thence South 84 degrees 47 minutes 30 seconds West, a distance of 74.75 feet;

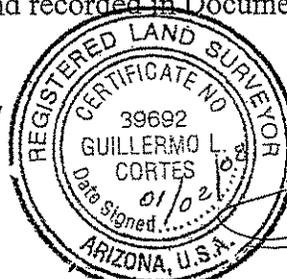
thence South 81 degrees 08 minutes 30 seconds West, a distance of 46.65 feet;

thence South 86 degrees 12 minutes 00 seconds West, a distance of 74.00 feet;

thence South 82 degrees 52 minutes 30 seconds West, a distance of 91.21 feet to a point on Tract C of said "Final Plat of Hayden Ferry Lakeside West";

thence continuing South 82 degrees 52 minutes 30 seconds West, a distance of 100.04 feet;

thence North 78 degrees 44 minutes 00 seconds West, a distance of 23.53 feet to that certain parcel of land owned by the City of Tempe and recorded in Document 88-



Guillermo L. Cortes
01/02/08

EXHIBIT "A"
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SOUTHWEST GAS CORPORATION
WR # 336558

0393309, records of Maricopa County said point also being the TRUE POINT OF BEGINNING;

thence continuing North 78 degrees 44 minutes 00 seconds West, a distance of 12.58 feet;

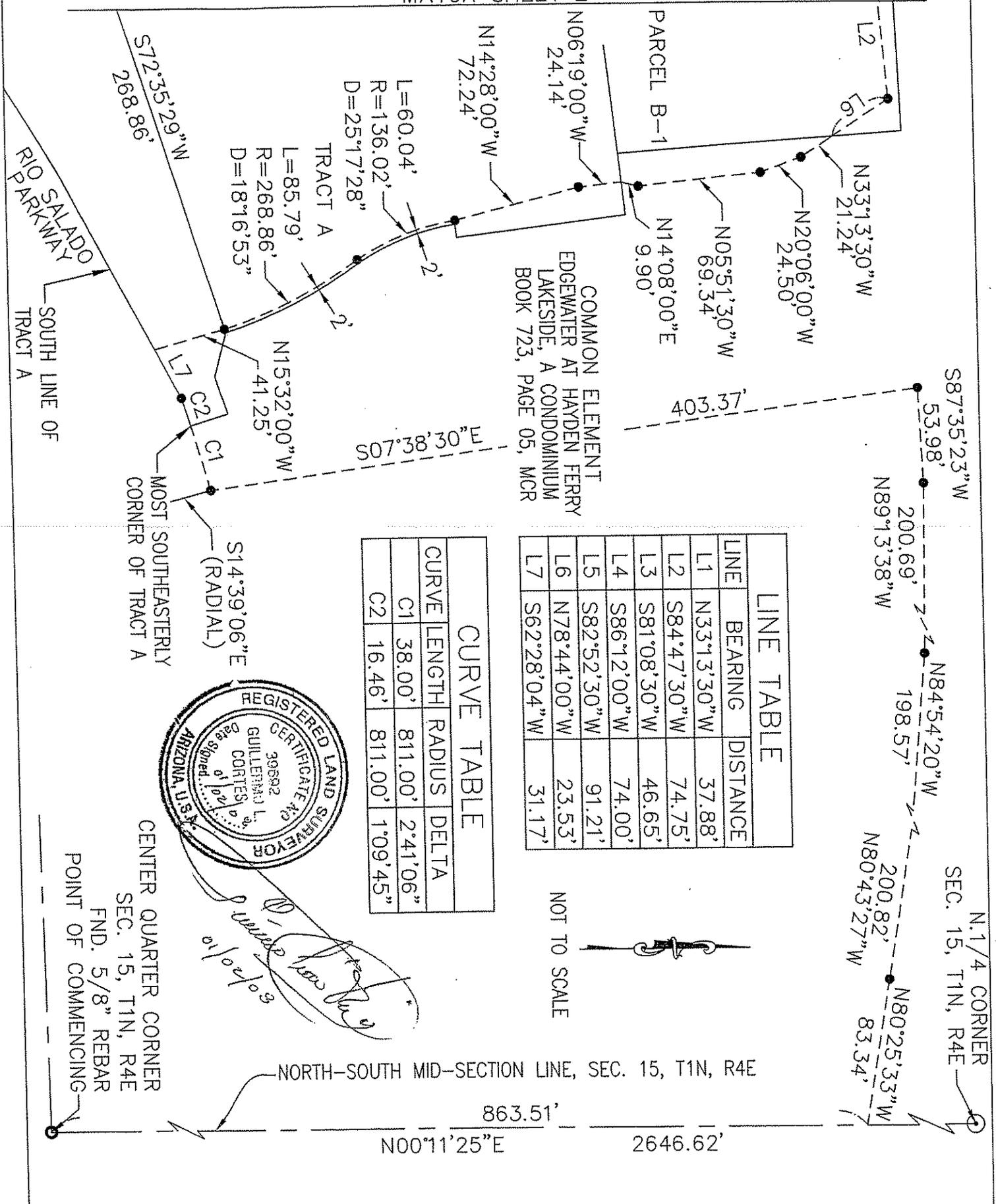
thence South 84 degrees 57 minutes 00 seconds West, a distance of 148.75 feet;

thence South 62 degrees 43 minutes 00 seconds West, a distance of 8.60 feet to the North line of Parcel B-2 of said "Final Plat of Hayden Ferry Lakeside West" and POINT OF TERMINUS, the sideline boundaries of said strip of land are to be shortened or lengthened so as to begin and terminate on the South line of that certain parcel of land owned by the City of Tempe and recorded in Document 88-0393309, records of Maricopa County.

Containing 679.72 sf [0.0156 acres] more or less.



Guillermo L. Cortes
01/02/08



COMMON ELEMENT
EDGEWATER AT HAYDEN FERRY
LAKESIDE, A CONDOMINIUM
BOOK 723, PAGE 05, MCR

LINE TABLE

LINE	BEARING	DISTANCE
L1	N33°13'30"W	37.88'
L2	S84°47'30"W	74.75'
L3	S81°08'30"W	46.65'
L4	S86°12'00"W	74.00'
L5	S82°52'30"W	91.21'
L6	N78°44'00"W	23.53'
L7	S62°28'04"W	31.17'

CURVE TABLE

CURVE	LENGTH	RADIUS	DELTA
C1	38.00'	811.00'	2°41'06"
C2	16.46'	811.00'	1°09'45"



Guillermo Cortes
10/04/08

CENTER QUARTER CORNER
SEC. 15, T1N, R4E
FND. 5/8" REBAR
POINT OF COMMENCING

NOT TO SCALE

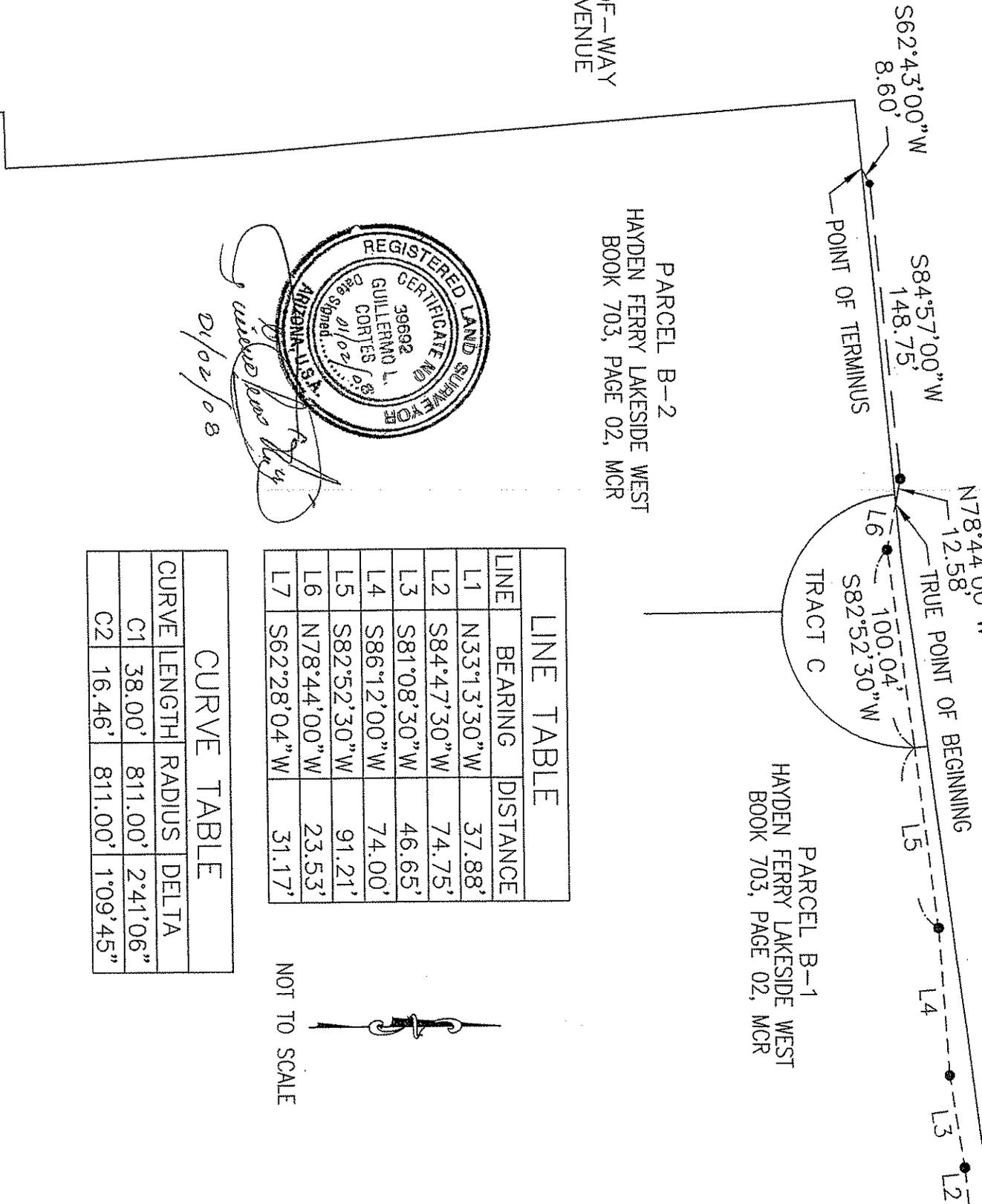


CITY OF TEMPE
 DOC. 88-0393309, MCR

RIGHT-OF-WAY
 MILL AVENUE

PARCEL B-2
 HAYDEN FERRY LAKESIDE WEST
 BOOK 703, PAGE 02, MCR

PARCEL B-1
 HAYDEN FERRY LAKESIDE WEST
 BOOK 703, PAGE 02, MCR



LINE	BEARING	DISTANCE
L1	$N33^{\circ}13'30''W$	37.88'
L2	$S84^{\circ}47'30''W$	74.75'
L3	$S81^{\circ}08'30''W$	46.65'
L4	$S86^{\circ}12'00''W$	74.00'
L5	$S82^{\circ}52'30''W$	91.21'
L6	$N78^{\circ}44'00''W$	23.53'
L7	$S62^{\circ}28'04''W$	31.17'

NOT TO SCALE



Guillermo L. Cortes
 01/02/08

CURVE TABLE			
CURVE	LENGTH	RADIUS	DELTA
C1	38.00'	811.00'	$2^{\circ}41'06''$
C2	16.46'	811.00'	$1^{\circ}09'45''$

MATCH SHEET 1

CORTES ENGINEERING, INC.
 ENGINEERS SURVEYORS

3230 E. BROADWAY RD. STE. 120
 PHOENIX, ARIZONA 85040
 TEL: 602-414-0191 - FAX: 602-414-0192

JOB NO.	336558
DATE	12/27/2007
SCALE	NTS
DRAWN	CORTES ENG
DESIGN	CORTES ENG
CHECKED	

HAYDEN FERRY

TEMPE
 ARIZONA

HAYDEN FERRY - TEMPE PARCEL
 4' GAS LINE EASEMENT
 SOUTHWEST GAS

SHEET

2

OF 2

FILE